

223—48.16(303,404A) Appeals.

48.16(1) Applicants may appeal a decision of the state historic preservation office on any of the following bases:

- a.* Action was outside statutory authority;
- b.* Decision was influenced by a conflict of interest;
- c.* Action violated state law or administrative rules;
- d.* Insufficient public notice was given; or
- e.* Alteration of the review and certification process was detrimental to the applicant.

48.16(2) Appeals in writing shall be delivered to the director of the department of cultural affairs within 30 days of the decision giving rise to the appeal. All appeals shall be directed to the Director, Department of Cultural Affairs, 600 E. Locust Street, Des Moines, Iowa 50319; telephone (515)281-7471.

48.16(3) All appeals shall contain:

- a.* The facts of the case;
- b.* Argument(s) in support of the appeal; and
- c.* The remedy sought.

48.16(4) The director of the department of cultural affairs shall consider and rule on an appeal after receiving all documentation from the appellant and shall notify the appellant in writing of the decision within 30 days. The decision of the director of the department of cultural affairs shall be final except as provided in Iowa Code sections 17A.19 and 17A.20.